IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 15TH FEBRUARY 2007 / 26TH MAGHA 1928

Crl.Rev.Pet.No. 4424 of 2006(C)

CRA.332/1999 of ADDL. SESSIONS COURT (ADHOC), TRIVANDRUM
CC.1054/1996 of JUDL. MAGISTRATE OF FIRST CLASS COURT-II,NEYYATTINKARA

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REVN. PETITIONER/APPELLANT/ACCUSED:

N.PREMAKUMARAN NAIR,
GRADE-I WORKER, PRODUCTION SECTION,
HINDUSTAN LATEX LTD., COPPER-TEE-PROJECT
AKKULAM PLANT, AKKULAM, SREEKARIYAM P.O.

BY ADV. SRI.V.N.GOPALAKRISHNAN NAIR
SRI.AYYAPPAN SANKAR

RESPONDENTS/COMPLAINANTS:

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1. KISHORE KUMAR S.V.,
'VISWAVANI', NEDIYAMCODE, PARASUVAKKAL,
DHANUVACHAPURAM, NEYYATTINKARA.

2. THE STATE OF KERALA, REPRESENTED
THROUGH THE GOVT. PLEADER,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 15/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

Crl.R.P.No.4424 of 2006

Dated this the 15th day of February, 2007

ORDER

Revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced as modified by the Sessions Judge, to undergo simple imprisonment for a period of three months and to pay a sum of of Rs.1,75,000/- as compensation and in default of payment of compensation, to undergo simple imprisonment for a period of two months.

2. Learned counsel for the revision petitioner has only sought for modification of the sentence and time to make the payment of compensation. In the circumstances, sentence is modified to imprisonment till the rising of the court and to pay a sum of Rs.1,75,000/- as compensation, less the amount already deposited to the complainant and in default, to undergo simple imprisonment for a period of two months. The revision petitioner is granted four months' time to make the payment. He shall appear before the Judicial First Class Magistrate Court II,

Neyyattinkara on 16.6.2007 to receive the sentence.

The Criminal Revision Petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl

S.A.No.709 of 1996

JUDGMENT

1st February, 2007